

FILED  
U.S. DISTRICT COURT  
SAVANNAH, GA.

2013 MAY 22 AM 11:00

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF GEORGIA  
STATESBORO DIVISION

CLERK

SO. DIST. OF GA.

*J. moore*

ALVIN CHRISTOPHER HAMILTON,

Petitioner,

v.

CIVIL ACTION NO.: CV613-030

TOM GRAMIAK, Warden,

Respondent.

ORDER

Petitioner has moved this Court for dismissal of the captioned action, without prejudice, as he had not exhausted his state remedies prior to filing this petition.

Pursuant to FED. R. Civ. P. 41(a)(2), Petitioner's Motion to Dismiss is hereby **GRANTED**. Petitioner's *habeas corpus* action is **DISMISSED**, without prejudice.

SO ORDERED, this 22 day of May, 2013.

*B. Avant Edenfield*  
B. AVANT EDENFIELD, JUDGE  
UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF GEORGIA